

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

**DONNA K. SOUTTER**, *for herself and on  
behalf of others similarly situated individuals,*

**Plaintiffs,**

**v.**

**EQUIFAX INFORMATION SERVICES, LLC,**

**Defendants.**

**Civil Action No. 3:10cv107-REP**

**PLAINTIFF'S MOTION TO WITHDRAW  
MOTION FOR CONTINUANCE OF HEARING**

The Plaintiff, by counsel, hereby moves the Court to withdraw her Motion for Continuance of Hearing (docket no 82).

Plaintiff's counsel previously filed a Motion for Continuance of Hearing on the grounds that he was requested to serve as lead counsel in a case set for trial on February 22, 2011 in the Northern District of Alabama in the case of *Jamon T. Brimm v. Midland Credit Management*.

All Plaintiffs' counsel in *Brimm* have conferred and determined that Mr. Bennett's attendance at trial on February 23, 2011 will be appropriate. To the extent other accommodation is necessary, such request will be addressed at the Alabama Court final pretrial conference set for February 14, 2011.

Accordingly, Plaintiff hereby withdraws her previously filed request for continuance and intends to proceed at the February 22, 2011 hearing as scheduled.

**DONNA K. SOUTTER**, *for herself and on behalf of others similarly situated individuals,*

/s/  
Leonard A. Bennett, Esq.  
VSB #37523  
Attorney for Plaintiff  
CONSUMER LITIGATION ASSOCIATES, P.C.  
12515 Warwick Boulevard, Suite 100  
Newport News, Virginia 23606  
(757) 930-3660 - Telephone  
(757) 930-3662 – Facsimile  
[lenbennett@cox.net](mailto:lenbennett@cox.net)

## CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of February, 2011, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

<p>John W. Montgomery, Jr., Esq.          Montgomery &amp; Simpson, LLP          2116 Dabney Road          Suite A-1          Richmond, VA 23230  <a href="mailto:jmontgomery@jwm-law.com">jmontgomery@jwm-law.com</a></p>	<p>Barry Goheen, Esq.          King &amp; Spalding          1180 Peachtree Street, NE          Atlanta, GA 30309-3521</p>
<p>John Anthony Love          King &amp; Spalding          1180 Peachtree Street, NE          Atlanta, GA 30309-3521  <a href="mailto:tlove@kslaw.com">tlove@kslaw.com</a></p>	<p>Keasha Ann Broussard, Esq.          King &amp; Spalding          1180 Peachtree Street, NE          Atlanta, GA 30309-3521  <a href="mailto:abroussard@kslaw.com">abroussard@kslaw.com</a></p>

\_\_\_\_\_/s/\_\_\_\_\_  
Leonard A. Bennett, Esq.  
VSB #37523  
Attorney for Plaintiff  
CONSUMER LITIGATION ASSOCIATES, P.C.  
12515 Warwick Boulevard, Suite 100  
Newport News, Virginia 23606  
(757) 930-3660 - Telephone  
(757) 930-3662 – Facsimile  
[lenbennett@cox.net](mailto:lenbennett@cox.net)